

**WOODARD, EMHARDT, MORIARTY, McNETT & HENRY LLP**  
PATENT AND TRADEMARK ATTORNEYS

BANK ONE CENTER/TOWER  
111 MONUMENT CIRCLE, SUITE 3700  
INDIANAPOLIS, INDIANA 46204-5137  
Main: (317) 634-3456 Fax: (317) 637-7561  
[www.uspatent.com](http://www.uspatent.com)

RECEIVED  
CENTRAL FAX CENTER  
MAY 09 2005

**FAX COVER SHEET**

Date: Monday, May 09, 2005

Number of Pages: Cover sheet plus 5 page(s)

To: Examiner Daniel M. Sullivan  
Company: Mail Stop AF, U.S.P.T.O.  
Your Reference: Serial No. 10/024,066  
Fax Number: 703-872-9306

From: John J. Emanuele (*jemanuele@uspatent.com*)  
Our Reference: 7037-450

Comments: Enclosed with this transmission: RESPONSE TO FINAL ACTION

**CONFIRMATION OF RECEIPT REQUESTED IF CHECKED:**

**ORIGINAL COPY AND ANY ENCLOSURES WILL NOT BE SENT**

*If an error occurs during transmission please contact us at: (317) 634-3456*

**THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE(S) IDENTIFIED ABOVE.**

It may contain privileged, confidential, attorney work product, or trade secret information that is exempt from disclosure under applicable laws. If you are not the intended recipient, or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this facsimile in error, please notify the sender immediately by telephone and return the facsimile (and all copies) to the sender by mail at the above address. The sender will reimburse you for reasonable expenses incurred. Thank you.

MAY/09/2005/MON 05:33 PM

007037-000450: JJE 344146

RECEIVED  
CENTRAL FAX CENTER

P. 002

MAY 09 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: ) Before the Examiner  
Loren J. Field ) Daniel M. Sullivan  
Filed: December 18, 2001 ) Group Art Unit 1636  
Serial No.: 10/024,066 )  
CARDIOMYOCYTES WITH ENHANCED )  
PROLIFERATIVE POTENTIAL, AND )  
METHODS FOR PREPARING )  
AND USING SAME ) May 9, 2005

AMENDMENT AFTER FINAL ACTION ACCEPTING SUBJECT  
MATTER INDICATED AS ALLOWABLE

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated February, 8, 2005, please consider the following amendments and remarks. No fees are believed to be due; however, if any fees are deemed to be necessary, the Commissioner is hereby authorized to charge such fees or credit any overpayment to Deposit Account No. 23-3030, but not to include any issue fees.

CERTIFICATE OF FACSIMILE  
I hereby certify that this correspondence is being directed to the Commissioner of Patents via facsimile to the Examiner of record at 703-872-9306 on May 9, 2005.

John J. Emanuele, Jr.  
Registered Representative

Signature

May 9, 2005

Date of Signature

Response to Final Action  
Serial No. 10/024,066  
Page 1 of 5